

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
AT NASHVILLE**

ERIN BULL, et al.,

Plaintiffs,

v.

CLARENCE H. CARTER, in his official capacity
as Commissioner of the Tennessee Department of
Human Services,

Defendant.

Civil Action No. 3:25-cv-00041

Class Action

Chief Judge Campbell

Magistrate Frensley

**JOINT MOTION FOR STAY OF DISCOVERY AND DEFENDANT'S PRODUCTION
OF SELECT DOCUMENTATION**

In its April 15, 2025 Order, the Court directed the parties to provide an update about their discussions concerning a stay of discovery. ECF No. 67 at 2. Pursuant to Fed. R. Civ P. 26(c), the parties move for a temporary stay of discovery until the submission of the Special Master's Report. A stay of discovery may be granted for good cause. Fed. R. Civ. P. 26(c)(1). Here, good cause exists. Defendant has represented that many of the same individuals at the Department of Human Services who would be responsible for responding to inquiries from a special master are the same individuals who would likely be responding to discovery requests if issued by Plaintiffs. In order to give the Special Master process the best chance of success and to minimize burden on Defendant, both parties move for a stay of discovery until the submission of the Special Master's report, which under the Court's April 15, 2025 Order will occur 90 days after the Special Master's appointment. *See* ECF No. 67 at 2.

During the time of a stay, Defendant agrees to produce the following documents to Plaintiffs that DHS generates during the stay and provides to the Food and Nutrition Service

(“FNS”) of the United States Department of Agriculture: any FNS 366B reports including FY25 Q2 366B, Quality Control Application Processing Timeliness reviews or reports, state-reported APT rates, and Corrective Action Plan responses. Defendant will produce these documents within 5 business days of production to FNS..

Thus, the parties jointly move for entry of an agreed order (attached as Attachment 1 to this Joint Motion) that stays discovery until the issuance of the Special Master’s Report, which is due 90 days after his or her appointment;

April 25th, 2025

Respectfully submitted,

/s Brant Harrell

Brant Harrell

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served via the Court's electronic records system (CM/ECF) on this the 25th day of April, 2025 to the counsel listed below:

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